

8-8 Inspections and Information Gathering (1200 TN 350 8-8)

1. **AUTHORITY.** Pursuant to the Solid Waste Disposal Act (SWDA), including Sections 3001 and 3007:
 - a. To enter, inspect and obtain samples from any establishment or other place where hazardous or other wastes are or have been generated, stored, treated, disposed of or transported from; to inspect and have access to and copy all records related to such waste;
 - b. To request any establishment or other place where hazardous wastes are or have been generated, stored, treated, disposed of or transported from to furnish information relating to such waste;
 - c. To conduct monitoring and testing;
 - d. To obtain and execute warrants for the purpose of performing inspections and information gathering;
 - e. To carry out any other inspection and information gathering activities authorized by the SWDA;
 - f. To require the carrying out of any other inspection and information gathering activities authorized by the SWDA; and
 - g. To designate representatives of the Administrator to perform the functions specified in subparagraphs 1.a., 1.b., 1.c., 1.d., 1.e. and 1.f. above;
2. **TO WHOM DELEGATED.** Director, Enforcement and Compliance Assurance Division (ECAD); Air, RCRA and Toxics Branch, ECAD; Chief, Waste Branch, ECAD; Director, Land, Chemicals and Redevelopment Division (LCRD); Chief, RCRA Programs Branch, LCRD; Chief, RCRA Corrective Action Branch 1, LCRD; Chief, RCRA Corrective Action Branch 2, LCRD; and Director, Superfund and Emergency Management Division (SEMD).
3. **LIMITATIONS.**
 - a. The delegates must consult with the Regional Counsel prior to requesting warrants.

8-8 Inspections and Information Gathering (continued)**4. REDELEGATION AUTHORITY.**

- a. This authority may not be redelegated without formal amendment.
- b. The authority in 1.a., 1.b., 1.c., and 1.e., may be redelegated to the staff level.
- c. The authority in 1.d. and 1.f. may be redelegated to the section chief level, and no further.
- d. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. ADDITIONAL REFERENCES.

- a. Sections 3001(b)(3)(B) and 3007 of the SWDA.
- b. See also Section 3013 of the SWDA for authority to require monitoring, testing, analysis and reporting.
- c. U.S. Environmental Protection Agency Order 3510, "EPA Federal Credentials for Inspections and Enforcement of Federal Environmental Statutes and Other Compliance Responsibilities."

- 6. **SUPERSESSSION.** Delegations Manual, SWDA, Regional Delegation 8-8. Inspections and Information Gathering, 1200 TN RIII 192 (January 18, 2017).

Date: APR 15 2019


Cosmo Servidio
Regional Administrator